1 2 3 4 5	RENE L. VALLADARES Federal Public Defender State Bar No. 11479 BRENDA WEKSLER Assistant Federal Public Defender 411 E. Bonneville Avenue, Suite 250 Las Vegas, Nevada 89101 (702) 388-6577 (Fax) 388-6261	
6 7	Attorneys for DEMITRUS LEE TELLIS	
8		
9	UNITED STATES DISTRICT COURT	
10	DISTRICT OF NEVADA	
11		<b> </b>
12	UNITED STATES OF AMERICA,	2:12-cr-176-LDG-PAL
13	Plaintiff,	UNOPPOSED MOTION TO WITHDRAW
14	VS.	THE MOTION TO SUPPRESS EVIDENCE BASED ON FOURTH
15	DEMITRUS LEE TELLIS,	AMENDMENT VIOLATIONS
16	Defendant.	
17	COMES NOW the defendant, DEMITRUS LEE TELLIS, by and through his	
18	counsel of record, BRENDA WEKSLER, Assistant Federal Public Defender, who files this Motion	
19	to Withdraw The Motion to Suppress Evidence Based on Fourth Amendment Violations	
20	[Evidentiary Hearing Requested] (#30). This motion is based upon the attached Memorandum of	
21	Points and Authorities and all of the papers and pleadings on file herein.	
22	DATED this 6 <sup>th</sup> day of February, 2013.	
23		
24	RENE L. VALLADARES Federal Public Defender	
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26		By /s/ Brenda Weksler
27 28		By /s/ Brenda Weksler BRENDA WEKSLER, Assistant Federal Public Defender
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## MEMORANDUM OF POINTS AND AUTHORITIES FACTUAL BACKGROUND

On December 3, 2012, a Motion to Suppress Evidence for Fourth Amendment Violation was filed in the instant case. A Superseding Information (#44) and Plea Agreement (#46) were filed during the Change of Plea Hearing held on February 5, 2013, rendering the motion and evidentiary hearing unnecessary. Mr. Tellis, through his attorney of record, BRENDA WEKSLER, hereby respectfully requests that this court withdraw his Motion to Suppress Evidence for Fourth Amendment Violation.

Respectfully submitted,

By: /s/ Brenda Weksler
BRENDA WEKSLER
Assistant Federal Public Defender

IT IS SO ORDERED this 7th day of February, 2013.

Peggy A. Leen

United States Magistrate Judge

1	CERTIFICATE OF ELECTRONIC SERVICE		
2	The undersigned hereby certifies that I am an employee of the Law offices of the		
3			
	Federal Public Defender for the District of Nevada and am a person of such age and discretion as		
4	to be competent to serve papers.		
5	That on February 6, 2013, I served an electronic copy of the above and foregoing		
6	UNOPPOSED MOTION TO WITHDRAW THE MOTION TO SUPPRESS EVIDENCE		
7	BASED ON FOURTH AMENDMENT VIOLATIONS by electronic service (ECF) to the		
8	person named below:		
9			
10	DANIEL G. BOGDEN United States Attorney PHILLIP N. SMITH, JR. Assistant United States Attorney 333 Las Vegas Blvd. So., 5 <sup>th</sup> Floor Las Vegas, Nevada 89101		
11			
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13			
14	/s/ Nancy Vasquez		
15	Senior Legal Assistant to, BRENDA WEKSLER		
16	Assistant Federal Public Defender		
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